

# HOUSE BILL No. 1778

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 20-10.1-21.5.

**Synopsis:** Reading diagnostic assessments. Establishes the reading diagnostic and remediation program and fund. Provides that the program and fund are administered by the department of education. Provides that a grade 1 or grade 2 student who is selected by the student's teacher because of difficulty in reading will be assessed, and, if determined to be lacking in reading skills, will have an individualized reading instruction plan prepared for the student. Provides that the student's school tracks the student's performance after remediation. Provides that a school may receive diagnostic and remediation grants from the fund. Appropriates \$8,280,000 from the state general fund for the reading diagnostic assessment and remediation fund.

**Effective:** July 1, 1999.

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## Welch, Kersey, Duncan

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January 26, 1999, read first time and referred to Committee on Ways and Means.

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First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

## HOUSE BILL No. 1778

A BILL FOR AN ACT to amend the Indiana Code concerning education and to make an appropriation.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 20-10.1-21.5 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 1999]:

4 **Chapter 21.5. Reading Diagnostic and Remediation Program**

5 **Sec. 1. As used in this chapter, "diagnostic grant" refers to a**  
6 **grant provided to a school corporation to perform reading**  
7 **diagnostic assessments under this chapter.**

8 **Sec. 2. As used in this chapter, "fund" refers to the reading**  
9 **diagnostic assessment and remediation fund established under**  
10 **section 5 of this chapter.**

11 **Sec. 3. As used in this chapter, "program" refers to the reading**  
12 **diagnostic and remediation program established under section 6 of**  
13 **this chapter.**

14 **Sec. 4. As used in this chapter, "remediation grant" refers to a**  
15 **grant provided to a school corporation to provide remediation for**  
16 **students who participate in a reading diagnostic assessment.**

17 **Sec. 5. (a) The reading diagnostic assessment and remediation**



1 fund is established to provide diagnostic grants and remediation  
 2 grants under this chapter. The fund shall be administered by the  
 3 department.

4 (b) Money in the fund at the end of a state fiscal year does not  
 5 revert to the state general fund.

6 Sec. 6. (a) The reading diagnostic and remediation program is  
 7 established to provide:

8 (1) early identification of; and

9 (2) remediation to;

10 students who have difficulty reading.

11 (b) The department shall:

12 (1) administer the program; and

13 (2) coordinate training for grade 1 and grade 2 teachers in the  
 14 administration and interpretation of reading diagnostic  
 15 instruments.

16 Sec. 7. (a) The board shall select and purchase a diagnostic  
 17 instrument for the assessment portion of the program. The  
 18 diagnostic instrument selected by the board must:

19 (1) measure both phonics and whole language ability and  
 20 comprehension;

21 (2) assess phonemic awareness;

22 (3) test other appropriate reading skills and comprehension;

23 (4) detect physical and mental learning disabilities; and

24 (5) be suitable for administration and interpretation by grade  
 25 1 and grade 2 teachers.

26 (b) The governing body of a school corporation may select an  
 27 alternate diagnostic instrument for use in the school corporation.  
 28 An alternate diagnostic instrument selected under this subsection  
 29 must:

30 (1) meet the selection criteria under subsection (a); and

31 (2) be approved by the board before it may be administered.

32 Sec. 8. (a) Not later than October 15, each school corporation  
 33 shall administer the diagnostic instrument selected under section  
 34 7 of this chapter.

35 (b) The diagnostic instrument shall be administered to the  
 36 following grade 1 or grade 2 students:

37 (1) A student identified by the student's teacher as having  
 38 difficulty reading.

39 (2) A student whose parents request that the student be  
 40 assessed, if the student's teacher and principal determine that  
 41 the diagnostic instrument is an appropriate assessment tool  
 42 for the student.



(c) A school is eligible to receive a diagnostic grant from the fund in an amount that does not exceed the amount determined in STEP FOUR of the following formula:

**STEP ONE:** Determine the Indiana academic standard for language arts scale score plus ten (10) scale score points as tested by the grade 3 ISTEP for the three (3) most recently administered tests.

**STEP TWO:** For the three (3) preceding years in which the ISTEP language arts test was administered to grade 3 students, determine the total number of grade 3 students in the school who did not meet the academic standard scale score determined under STEP ONE.

**STEP THREE:** Divide the number determined under STEP TWO by three (3).

**STEP FOUR:** Multiply the quotient determined under STEP THREE by two dollars (\$2).

(d) A diagnostic grant must be used for the costs of:

- (1) administering; and
- (2) interpreting the results of;

the diagnostic instrument.

**Sec. 9. (a)** This section applies to a grade 1 or grade 2 student who:

- (1) has been assessed by the diagnostic instrument selected under section 7 of this chapter; and
- (2) based upon the results of the assessment, is determined to have a reading deficiency.

(b) The teacher of a student to whom this section applies shall:

- (1) develop an individualized reading instruction plan for the student; and
- (2) review the plan with the student's parent:
  - (A) in a meeting; or
  - (B) if a meeting cannot be arranged after a reasonable effort by the teacher, through sending the plan to the parent for the parent's signature.

(c) An individualized reading instruction plan:

- (1) must specify appropriate remedial programs or activities for a student to address areas in which the student lacks skills, as identified by the diagnostic instrument; and
- (2) may utilize existing remedial and tutoring programs offered by the school corporation through the department or through a federal program.

(d) A school is eligible to receive a remediation grant from the



fund in an amount that does not exceed the number of students in the school to whom this section applies multiplied by one hundred dollars (\$100).

**Sec. 10. A school shall:**

(1) determine whether students who participated in an individualized reading plan in grade 1 or grade 2 meet the academic standard scale score tested by:

(A) the grade 3 ISTEP language arts test; or

(B) a comparable assessment or evaluation conducted by the school during the grade 3 school year; and

(2) report the school's findings to the department in a form prescribed by the department.

SECTION 2. [EFFECTIVE JULY 1, 1999] (a) Notwithstanding IC 20-10.1-21.5-8(c), as added by this act, a school is eligible to receive a diagnostic grant for the 1999-2000 school year from the reading diagnostic assessment and remediation fund established by IC 20-10.1-21.5-5, as added by this act, in an amount that does not exceed the amount determined in STEP FOUR of the following formula:

**STEP ONE:** Determine the Indiana academic standard for language arts scale score plus ten (10) scale score points as tested by the grade 3 ISTEP for the two (2) most recently administered tests.

**STEP TWO:** For the two (2) preceding years in which the ISTEP reading test was administered to grade 3 students, determine the total number of grade 3 students in the school who did not meet the academic standard scale score determined under STEP ONE.

**STEP THREE:** Divide the number determined under STEP TWO by two (2).

**STEP FOUR:** Multiply the quotient determined under STEP THREE by twelve dollars (\$12).

(b) There is appropriated to the reading diagnostic assessment and remediation fund established under IC 20-10.1-21.5-5, as added by this act, eight million two hundred eighty thousand dollars (\$8,280,000) from the state general fund to provide reading diagnostic and remediation grants beginning July 1, 1999, and ending June 30, 2001.

(c) This SECTION expires June 30, 2001.

